

REMARKS

Claims 1-3 and 5-11 are pending in this application. By this Amendment, claims 1-3 and 6-10 are amended, and claim 4 is canceled. Support for the amendments to claim 7 is found in the specification at page 19, lines 4-6, for example. No new matter is added. In view of at least the following remarks, reconsideration and allowance are respectfully requested.

Applicant gratefully acknowledges the withdrawal of the May 14, 2007, Restriction Requirement, the allowance of claims 5-9 and 11, and the indication of allowable subject matter in claim 4.

Claim 7 is objected to as including minor informalities. Applicant submits that the acronym PTC is well known in the art to mean Positive Temperature Coefficient. Additionally, the objection is obviated by the above amendments.

Claims 1-3 and 10 are rejected under 35 U.S.C. §102(a) as being anticipated by U.S. Patent Application Publication No. 2002/0022172 (Sahoda); and claim 1 is also rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 3,471,172 (Vignerot). These rejections are respectfully traversed.

As suggested in the Office Action at page 3, allowable dependent claim 4 has been rewritten into independent form as claim 1, including all of the features of the base claim and any intervening claims. Claim 4 has therefore been canceled. As amended, independent claim 1 is in condition for allowance.

Claims 2 and 3 depend from claim 1 and are therefore also in condition for allowance.

Claim 10 has been amended to incorporate the feature that the ejector pump includes "a heater working to add thermal energy to the hydrogen gas." As amended, claim 10 includes substantially all of the features of allowed claim 11. Furthermore, Sahoda fails to disclose or suggest a fuel cell system comprising an ejector pump including a heater working

to add thermal energy to the hydrogen gas, as required in claim 10. Thus, claim 10 is patentable over the applied reference.

Accordingly, withdrawal of the rejections is respectfully requested.

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance of claims 1-3 and 10, along with allowed claims 5-9 and 11, are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



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Date: April 24, 2008

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